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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MICHAEL MORTON,

Plaintiff,

V.

ROCKY MOUNTAIN HOSPITAL AND  
MEDICAL SERVICES, INC. d/b/a  
ANTHEM BLUE CROSS AND BLUE  
SHIELD,

Defendant.

Case No.: 2:23-cv-01320--DJA

**STIPULATION AND ORDER  
EXTENDING THE TIME FOR  
PLAINTIFF TO RESPOND TO  
DEFENDANT'S MOTION TO DISMISS  
AND FOR DEFENDANT TO FILE ITS  
REPLY IN SUPPORT OF THE MOTION  
TO DISMISS**

## **(First Request)**

Plaintiff and Defendant, by and through their counsel, state the following:

1. This is the parties first request for an extension of time concerning briefing issues.

2. Defendant filed its Motion to Dismiss Plaintiff's Complaint ("Motion") on August 31, 2023. (ECF No. 4).

3. Pursuant to LR 7-2(b), Plaintiff has 14 days to file a response to the Motion, or until September 14, 2023.

4. Plaintiff and Defendants agree to an eleven (11) day extension for Plaintiff to file a Response to the Motion from September 14, 2023 to **September 25, 2023**.

1       5. Additionally, pursuant to LR 7-2(b), Defendant's reply brief in support of the  
2 Motion would be due on or before October 2, 2023. In order to accommodate resulting  
3 scheduling issues for Defendant, Plaintiff and Defendant agree to an additional seven (7) day  
4 extension for Defendant to file its reply brief, or until **October 9, 2023**.

5       6. This extension is being sought for good cause and not for the purposes of delay.  
6 Plaintiff's counsel is completing briefing in various different matters and had taken a few days  
7 away from the office during the recent Labor Day weekend.

8           **IT IS SO AGREED AND STIPULATED:**

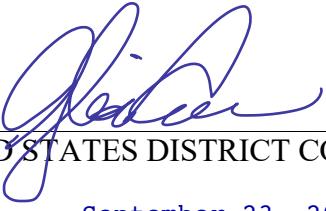
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10          **WHITMIRE LAW, PLLC**

11        */s/ James E. Whitmire*  
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19           **IT IS SO ORDERED:**

20             
21 UNITED STATES DISTRICT COURT JUDGE

22 DATED: September 23, 2023